

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**SB 672 - HB 1051**

February 27, 2023

**SUMMARY OF BILL AS AMENDED (004484):** Authorizes a qualified advanced practice provider to: (1) examine a person received by a hospital or treatment resource to determine whether the person is subject to admission for emergency diagnosis, evaluation, and treatment; and (2) complete a certificate of need (CON) if the person is, in fact, subject to admission.

Establishes that if a licensed physician who is board certified as a psychiatrist by the American Board of Psychiatry and Neurology executes the first CON in support of hospitalization, then the patient may be subject to admission without the execution of a second CON in support of hospitalization, except at a state-owned or -operated hospital or treatment resource or a hospital or treatment resource that contracts with the Department of Mental Health and Substance Abuse Services for in-patient psychiatric services. Specifies that such CON is not valid if made by a professional who: (1) is a relative of the legal guardian, conservator, or legal custodian of the person who is the subject of the petition, application, or certificate; (2) has an ownership interest in a private facility in which the person is to be admitted; or (3) is employed by or contracts with the admitting hospital or treatment resource.

**FISCAL IMPACT OF BILL AS AMENDED:**

**NOT SIGNIFICANT**

Assumptions for the bill as amended:

- There is not estimated be a significant change in the number of CONs issued in this state as a result of the proposed legislation; therefore, no impact on the Health Facilities Commission.
- According to information provided by the Department of Mental Health and Substance Abuse Services, the proposed legislation will not have a significant impact on the policies or procedures of the department.
- Any fiscal impact to state and local government is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner". The signature is written in a cursive, flowing style.

Krista Lee Carsner, Executive Director

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